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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES BRADY, SARAH CAVANAGH,
 and CHRISTOPHER SULIT, individually
 and on behalf of all others similarly
 situated,

Plaintiffs,

vs.

DELOITTE & TOUCHE LLP, a limited
 liability partnership; and DOES 1-10,
 inclusive,

Defendants

CASE NO.: C-08-00177 SI

**STIPULATION AND [PROPOSED]
 ORDER RE DISMISSAL OF
 PLAINTIFF CHRISTOPHER
 SULIT**

STIPULATION

The parties, by and through their counsel of record, hereby stipulate to the dismissal of Plaintiff Christopher Sulit as follows:

WHEREAS, Christopher Sulit was named as a Plaintiff and proposed class representative in this action; and

WHEREAS, the parties have agreed that subject to approval of the Court, Mr. Sulit may be dismissed from this action and withdrawn as a potential class representative;

NOW THEREFORE, the parties hereby stipulate that the Court may enter an Order as follows:

1. Christopher Sulit is hereby dismissed as a named Plaintiff from the action, without prejudice; and
2. Mr. Sulit will not be advanced as a class representative in this action, and no declarations from Mr. Sulit will be offered by the plaintiffs in connection with class certification without further order of the Court. If the class is certified by the Court, this stipulation and order will not affect Mr. Sulit's status as an absent class member.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

COUNSEL FOR PLAINTIFFS

DATE: September __, 2009 By: /s/ Jeffrey K. Compton
JEFFREY K. COMPTON
WILLIAM A. BAIRD
Markun Zusman & Compton LLP

STEVE ELSTER
Law Office of Steve Elster

COUNSEL FOR DEFENDANTS

DATE: September __, 2009 By: /s/ Linda E. Shostack

LINDA E. SHOSTACK
JAMES E. BODDY, JR.
Morrison & Foerster LLP

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____



United States District Judge Susan Illston